

**SPINK COUNTY COMMISSION PROCEEDINGS  
REDFIELD, SOUTH DAKOTA**

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, August 31, 2010, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson and Jerry Zerbel. Commissioner Craig Johnson was absent. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

**ADOPT AGENDA**

Motion was made by J. Albrecht, seconded by B. Johnson, to adopt the agenda with the addition of two plats. All members present voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by B. Johnson, seconded by Zerbel, to approve the minutes of August 17, 2010. All members present voted aye. Motion carried.

**RESOLUTION #46 FOR THE CONTINUED PARTICIPATION IN THE ABERDEEN BROWN COUNTY REGIONAL RAILROAD AUTHORITY**

WHEREAS SDCL Chapter 49-17A authorizes the creation of Regional Rail Authorities; and

WHEREAS the Aberdeen Brown County Regional Rail authority was established in 1991 and membership currently includes the City of Aberdeen, Brown County, Edmunds County, Spink County, and Beadle County (collectively, the "Members"); and

WHEREAS the Members desire to amend and restate the Agreement by which the ABCRRA is organized and operated;

NOW, THEREFORE, BE IT HEREBY RESOLVED that Spink County shall continue its membership in the ABCRRA in accordance with the restatement of the Agreement Establishing the ABCRRA; and

BE IT FURTHER RESOLVED that Craig Johnson is hereby appointed as the Commissioner of the ABCRRA from Spink County until such time as Spink County Commission appoints a new Commissioner of the ABCRRA; and

BE IT FURTHER RESOLVED that the Chair shall sign the Restatement of Agreement evidencing Spink County's continued membership in the ABCRRA.

Dated this 31th day of August, 2010.

COUNTY OF SPINK

Dave Albrecht  
Chairman of the Board of Commissioners

ATTEST:

Cindy Schultz, Auditor

Vic Fischbach, States Attorney, distributed a copy of a letter from Robert Nelson, Avera Hospitals' attorney, regarding a counter offer of settlement from Spink County.

Fischbach has reviewed the Spink County Ambulance Operating Agreement and the only change he'd like to see made is to the wording in point #1.

Fischbach has not had a chance to review Resolution #10-41 regarding the release of lien against Outlot 165' E&W by 133' N&S in OL F and against Outlot F beg 165'E of SW cor 50' E&W 133' N&S, Turton Town, and discuss a proper settlement with the interested party.

Because open cell insulation would not be a good choice for the three highway shops and upon recommendation by States Attorney Fischbach, Jeff Haessig, Highway Superintendent, would like to have shop insulating bids rejected. He then would like to advertise for bids on closed cell insulation.

**BIDS REJECTED**

Motion was made by B. Johnson, seconded by Zerbel, to bring back to the table the bids on insulating three Highway Department shops. All members present voted aye. Motion carried.

Motion was made by B. Johnson, seconded by Zerbel, to reject bids submitted by Camrose Hutterian Brethren, Inc. and Dakota Spray Foam Insulators because it was agreed by the Commission that open cell insulation would not be a good choice for the shops. All members present voted aye. Motion carried.

Motion was made by J. Albrecht, seconded by B. Johnson, to advertise for bids to insulate the Brentford shop, the Doland shop and the ceiling of the east half and southwest corner of the county highway shop in Redfield. All members present voted aye. Motion carried.

### **NOTICE TO CONTRACTORS**

The Board of County Commissioners hereby gives notice to all interested bidders that sealed bids will be received at the office of the Spink County Auditor, Redfield, South Dakota, until 9:00 a.m. on Tuesday, September 28, 2010. At this time all bids will be opened, read and considered by the Board of Spink County Commissioners, for insulating Spink County Shops at Brentford, Doland and Redfield.

Full specifications may be obtained at the office of the Spink County Highway Department or the Spink County Auditor, Redfield, South Dakota.

This project will be utilizing Energy Efficiency and Conservation Block Grant (EECBG) dollars and the rules of this program, including Davis-Bacon wage rate requirements, must be followed and are listed in the bid specifications.

Envelopes containing bids shall be addressed to the Spink County Auditor, 210 East 7th Ave., Redfield, South Dakota, and be marked: **“Bid on Insulating Shops, to be opened at 9:00 a.m., Tuesday, September 28, 2010”**.

The Board of Commissioners reserves the right to reject any or all bids or to accept a bid other than the lowest in case it seems advisable.

By order of the Board of Spink County Commissioners.

Dated at Redfield, South Dakota, this 31st day of August, 2010.

Cindy Schultz  
Spink County Auditor

Two Publications: September 15, 2010 and September 22, 2010

### **FUEL QUOTES FOR SEPTEMBER**

Motion was made by B. Johnson, seconded by J. Albrecht, to approve the following quotes:

Redfield:	E85, Ethanol and Unleaded:	18.0¢ below pump price & additional 2¢ credit with card use	
			Johnson
	Regular Bulk	2.465	N Central Farmers Elevator
	#2 Diesel	2.36	Appel
Conde & Doland:			
	#2 Diesel	2.49	Harvey
Brentford & Northville:			
	#2 Diesel	2.47	N Central Farmers Elevator
Tulare:	#2 Diesel	2.49	McGillvrey

All members present voted aye. Motion carried.

Haessig has signed an agreement for gravel crushing at a pit 7 miles south of Redfield.

\$106,000 has been received from FEMA for 2009 flood damage to Federal Aid highways. The paperwork has been sent to FEMA for this year's disaster.

### **GRAVEL CRUSHING BID**

Jeff Haessig, Highway Superintendent, requested that Spink County use Clark County's only bid from Brownlee Construction for gravel crushing.

Motion was made by J. Albrecht, seconded by Zerbel, to accept Clark County's bid from Brownlee Construction, Watertown, SD, to crush gravel at the following prices: 3/4" at 1.89, 5/8 at 1.97, 1/2" at \$2.16. All members present voted aye. Motion carried.

Haessig stated that the 23 year old air conditioner at the Redfield shop is in need of extensive repairs and quoted several repair costs. Total replacement will cost approximately \$3,500. Haessig will get two or three quotes for new units.

#### **COUNTY WELFARE**

Theresa Hodges, Welfare Director, presented application #178 for medical expenses. Motion was made by J. Albrecht, seconded by B. Johnson to reject payment by the County because applicant shows an ability to pay according to SDCL 28-13-32.9. All members present vote aye. Motion carried.

Hodges then explained a discussion she'd had with state auditors regarding the county group health policy. She reported that they don't recommend compensating employees for what they haven't spend of their Flex Plan for the year. The auditors mentioned the option of setting an amount that would reimburse employees for out-of-pocket, for example, over \$500.

Larry Tebben, Emergency Manager, filed a report from the LEPC regarding the One Call Now System. They have voted to request that Spink County Dispatch utilize the One Call Now system as a back-up to the siren and pager systems already in place. Fire Districts will pay the \$8.50 per person cost, except for the EM office. Commissioners are in favor of taking advantage of another test month, then utilizing the system.

Tebben also reported that he is in the process of locating available water tanks in Spink County if water extra water sources are ever needed for firefighting.

#### **PLANNING AND ZONING**

At 10:00 AM motion was made by B. Johnson, seconded by J. Albrecht , to recess as a Board of County Commissioners and convene as a Planning and Zoning Board with Jessica Avery, Drainage Administrator, present. All members voted aye. Motion carried.

At 11:00 AM the Spink County Board of Commissioners reconvened after having adjourned as a County Planning and Zoning Board and as a Drainage Board.

Tim Kattke and Kerri Burghard, New York Life, Redfield, and Jacqueline Johnson, DakotaCare, Mitchell, met with the commissioners to explain their Dakotacare Flex Plan. They presented a three tier proposal and the Flex Plan contribution would depend upon which tier an employee opts for.

Jamie Johnson, Clerk Auditor, quoted prices from Quality Quick Print for the County Seal which is to be installed in the Commission Chambers. Prices were also quoted to purchase prints of the seal.

#### **RESOLUTION TO APPROVE PLAT (#10-47)**

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Osborn Outlot A in SE1/4 of Sec. 1-T116N-R64W of the 5th P.M., Spink County, South Dakota," having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Motion was made by J. Albrecht, seconded by B. Johnson, to approve and adopt the above plat. All members present voted aye. Motion carried.

Dated this 31st day of August, 2010.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor  
Spink County, South Dakota

#### **RESOLUTION TO APPROVE PLAT (#10-48)**

It was moved by J. Albrecht, seconded by B. Johnson , motion carried that the plat of "Wipf Outlot 1" in the SE 1/4 of Section 35, Twp. 115 North, Rge. 61 West of the 5th Principal Meridian, Spink County, South Dakota, as described above and drawn hereon be approved and accepted and the Auditor hereby is instructed to endorse on such plat a copy of this resolution and to certify the same.

Dated this 31st day of August, 2010.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor  
Spink County, South Dakota

The Commissioners decided that they would rather surplus the Home Detention car rather than try to have it repaired.

**EXPENSE REQUESTS**

Motion was made by J. Albrecht, seconded by B. Johnson, to approve the following expense requests:

Marleen Huckabay and Deb Dugan, Dispatchers, to Emergency Medical Dispatch training, Pierre, Sept. 27 – 29, 2010;

Theresa Hodges, Welfare Director, Cindy Schultz, Auditor, Tammy Suchor, Deputy, and Sharon Jungwirth, Register of Deeds, to County Convention, Pierre, Sept. 21 – 23, 2010;

Gordon Richard, VSO, to Dept. Military & Veterans Affairs, training in Pierre, Aug. 30 – Sept. 1, 2010;

All members present voted aye. Motion carried.

**CLAIMS AND REPORTS ALLOWED**

Motion was made by B. Johnson, seconded by J. Albrecht, to approve the following claims and reports. All members voted aye. Motion carried.

Misc: Russell Battey 166.73 court appointed attorney fees, Brevik Law Office 184.58, Michelle Gaikowski 19.20 transcript, Slowey Court Reporting 82.50 reporting;

Supplies and Repairs: B&L Communications 195.00, Cole Papers 544.65, Connecting Point 8758.99, Detco 204.88, Galls 137.88, Hansen Motors 55.45, Leaf 79.24, Menards 727.76, Office Equipment 579.04, OK Tire Store 438.46, Shawn Chase Ford 665.86, State Flag Account 43.41;

Travel: Commissioners mileage: Jeff Albrecht 167.24, Brian Johnson 26.64, Gerald Zerbel 42.18;

Utilities: Altel 13.79, Clausen Sanitation 303.00, Midcontinent Comm. 72.13, Northwestern Energy 2204.60, Qwest 418.28, Verizon 160.54;

**Highway Department**

Construction Material: Flint Hills 45456.70, Odland Gravel 3434.10;

Supplies & Repairs: Cole Papers 544.65, Connecting Point 1362.00, Diamond Mowers 3582.66, Kimball Midwest 76.73, Newman Fire Extinguishers 11.25, Office Equipment 78.07, Pheasant Country Express 245.25;

Utilities: Alltel 105.33, Clausen Sanitation 114.00, Northwestern Energy 477.97, Qwest 125.40;

**E911**

Utilities: Qwest 907.02, Venture Communications 164.78;

**Emergency Management Fund**

Misc.: Conde Ambulance 550.00 EMT class;

Utilities: Qwest 34.08, Verizon 54.41;

**LEPC**

Supplies & Repairs: Bread Box 15.95;

**Law Library**

Supplies & Repairs: West Group Payment Center 1531.00.

**REPORTS**

- NACo 2010 YTD Prescription Drug Discount Card Program
- July 2010 Highway Superintendent Report of Collections
 

Road & Bridge Fund	\$3,808.40
Weed Department	<u>\$116.76</u>
Total	\$3,925.30
- July 2010 Report of Reimbursements of Court Appointed Attorney fees: \$1,159.55

- Fairground fees surveys from various other South Dakota Counties

**CORRESPONDENCE**

- Reminder of SEP grantees Davis-Bacon webinar on 8/24
- Dept. of Environment Riverview LLP Spring Feeders Plans & Specs Approval Expiration Extension
- SD DOT updated Draft of Statewide Long Range Transportation Plan & schedule of public meetings
- JRWDD FY 2011 Proposed Budget
- Invitation to East River 60<sup>th</sup> Annual Meeting
- SDACC 2010 Proposed Resolutions that were addressed by Resolutions committee
- SDACC notice of Leadership Program being offered by the SD Farmers Union
- SD Cooperative Extension Service Agricultural Drainage Forum on Sept. 16, 2010

Chairman Albrecht declared the meeting adjourned at 11:25 AM until 8:30 AM, Tuesday, September 7, 2010.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Cindy Schultz, Auditor  
Spink County, South Dakota

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